

**Calendar No. 897**

106<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**S. 2757**

**[Report No. 106–451]**

To provide for the transfer and other disposition of certain lands at Melrose Air Force Range, New Mexico, and Yakima Training Center, Washington.

---

IN THE SENATE OF THE UNITED STATES

JUNE 20, 2000

Mr. DOMENICI introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

OCTOBER 2 (legislative day, SEPTEMBER 22), 2000

Reported by Mr. MURKOWSKI, with amendments

[Omit the part struck through and insert the part printed in *italic*]

---

**A BILL**

To provide for the transfer and other disposition of certain lands at Melrose Air Force Range, New Mexico, and Yakima Training Center, Washington.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. LAND TRANSFER AND WITHDRAWAL, MELROSE**  
 2 **AIR FORCE RANGE, NEW MEXICO, AND**  
 3 **YAKIMA TRAINING CENTER, WASHINGTON.**

4 (a) MELROSE AIR FORCE RANGE, NEW MEXICO.—

5 (1) TRANSFER.—Administrative jurisdiction  
 6 over the surface estate of the following lands is here-  
 7 by transferred from the Secretary of the Interior to  
 8 the Secretary of the Air Force:

9 NEW MEXICO ~~prime~~ *principal* MERIDIAN

10 T. 1 N., R. 30 E.

11 Sec. 2: S<sup>1</sup>/<sub>2</sub>.

12 Sec. 11: All.

13 Sec. 20: S<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>.

14 Sec. 28: All.

15 T. 1 S., R. 30 E.

16 Sec. 2: Lots 1–12, S<sup>1</sup>/<sub>2</sub>.

17 Sec. 3: Lots 1–12, S<sup>1</sup>/<sub>2</sub>.

18 Sec. 4: Lots 1–12, S<sup>1</sup>/<sub>2</sub>.

19 Sec. 6: Lots 1 and 2.

20 Sec. 9: N<sup>1</sup>/<sub>2</sub>, N<sup>1</sup>/<sub>2</sub>S<sup>1</sup>/<sub>2</sub>.

21 Sec. 10: N<sup>1</sup>/<sub>2</sub>, N<sup>1</sup>/<sub>2</sub>S<sup>1</sup>/<sub>2</sub>.

22 Sec. 11: N<sup>1</sup>/<sub>2</sub>, N<sup>1</sup>/<sub>2</sub>S<sup>1</sup>/<sub>2</sub>.

23 T. 2 N., R. 30 E.

24 Sec. 20: E<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>.

25 Sec. 21: SW<sup>1</sup>/<sub>4</sub>, W<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>.

26 Sec. 28: W<sup>1</sup>/<sub>2</sub>E<sup>1</sup>/<sub>2</sub>, W<sup>1</sup>/<sub>2</sub>.

1                   Sec. 29: E<sup>1</sup>/<sub>2</sub>E<sup>1</sup>/<sub>2</sub>.

2                   Sec. 32: E<sup>1</sup>/<sub>2</sub>E<sup>1</sup>/<sub>2</sub>.

3                   Sec. 33: W<sup>1</sup>/<sub>2</sub>E<sup>1</sup>/<sub>2</sub>, NW<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>.

4                   Aggregating 6,713.90 acres, more or less.

5                   (2) STATUS OF SURFACE ESTATE.—Upon  
6                   transfer of the surface estate of the lands described  
7                   in paragraph (1), the surface estate shall be treated  
8                   as real property subject to the Federal Property and  
9                   Administrative Services Act of 1949 (40 U.S.C. 471  
10                  et seq.).

11                  (3) WITHDRAWAL OF MINERAL ESTATE.—Sub-  
12                  ject to valid existing rights, the mineral estate of the  
13                  lands described in paragraph (1) is withdrawn from  
14                  all forms of appropriation under the public land  
15                  laws, including the mining laws and the mineral and  
16                  geothermal leasing laws, but not the Act of July 31,  
17                  1947 (commonly known as the Materials Act of  
18                  1947; 30 U.S.C. 601 et seq.).

19                  (4) USE OF MINERAL MATERIALS.—Notwith-  
20                  standing any other provision of this subsection or  
21                  the Act of July 31, 1947, the Secretary of the Air  
22                  Force may use, without application to the Secretary  
23                  of the Interior, the sand, gravel, or similar mineral  
24                  material resources on the lands described in para-  
25                  graph (1), of the type subject to disposition under

the Act of July 31, 1947, when the use of such resources is required for construction needs on Melrose Air Force Range, New Mexico.

(b) YAKIMA TRAINING CENTER, WASHINGTON.—

(1) TRANSFER.—Administrative jurisdiction over the surface estate of the following lands is hereby transferred from the Secretary of the Interior to the Secretary of the Army:

WILLAMETTE MERIDIAN

T. 17 N., R. 20 E.

Sec. 22: S $\frac{1}{2}$ .

Sec. 24: S $\frac{1}{2}$ SW $\frac{1}{4}$  and that portion of the E $\frac{1}{2}$  lying south of the Interstate Highway 90 right-of-way.

Sec. 26: All.

T. 16 N., R. 21 E.

Sec. 4: SW $\frac{1}{4}$ SW $\frac{1}{4}$ .

Sec. 12: ~~SW $\frac{1}{4}$~~ SE $\frac{1}{4}$ .

Sec. 18: Lots 1, 2, 3, and 4, E $\frac{1}{2}$  and E $\frac{1}{2}$ W $\frac{1}{2}$ .

T. 17 N., R. 21 E.

Sec. 30: Lots 3 and 4.

Sec. 32: NE $\frac{1}{4}$ SE $\frac{1}{4}$ .

T. 16 N., R. 22 E.

Sec. 2: Lots 1, 2, 3, and 4, S $\frac{1}{2}$ N $\frac{1}{2}$  and S $\frac{1}{2}$ .

1                   Sec. 4: Lots 1, 2, 3, and 4, S $\frac{1}{2}$ N $\frac{1}{2}$   
 2                   and S $\frac{1}{2}$ .

3                   Sec. 10: All.

4                   Sec. 14: All.

5                   Sec. 20: SE $\frac{1}{4}$ SW $\frac{1}{4}$ .

6                   Sec. 22: All.

7                   Sec. 26: N $\frac{1}{2}$ .

8                   Sec. 28: N $\frac{1}{2}$ .

9                   T. 16 N., R. 23 E.

10                  Sec. 18: Lots 3 and 4, E $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
 11                  W $\frac{1}{2}$ SE $\frac{1}{4}$ , and that portion of the  
 12                  E $\frac{1}{2}$ SE $\frac{1}{4}$  lying westerly of the westerly  
 13                  right-of-way line of Huntzinger Road.

14                  Sec. 20: That portion of the SW $\frac{1}{4}$   
 15                  lying westerly of the easterly right-of-way  
 16                  line of the railroad.

17                  Sec. 30: Lots 1 and 2, NE $\frac{1}{4}$  and  
 18                  E $\frac{1}{2}$ NW $\frac{1}{4}$ .

19                  Aggregating 6,640.02 acres.

20                  (2) STATUS OF SURFACE ESTATE.—Upon  
 21                  transfer of the surface estate of the lands described  
 22                  in paragraph (1), the surface estate shall be treated  
 23                  as real property subject to the Federal Property and  
 24                  Administrative Services Act of 1949 (40 U.S.C 471  
 25                  et seq.).

(3) WITHDRAWAL OF MINERAL ESTATE.—Subject to valid existing rights, the mineral estate of the lands described in paragraph (1) and of the following lands are withdrawn from all forms of appropriation under the public land laws, including the mining laws and the geothermal leasing laws, but not the Act of July 31, 1947 (commonly known as the Materials Act of 1947; 30 U.S.C. 601 et seq.) and the Mineral Leasing Act (30 U.S.C. 181 et seq.):

WILLAMETTE MERIDIAN

T. 16 N., R. 20 E.

Sec. 12: All.

Sec. 18: Lot 4 and SE $\frac{1}{4}$ .

Sec. 20: S $\frac{1}{2}$ .

T. 16 N., R. 21 E.

Sec. 4: Lots 1, 2, 3, and 4, S $\frac{1}{2}$ NE $\frac{1}{2}$ .

Sec. 8: All.

T. 16 N., R. 22 E.

Sec. 12: All.

T. 17 N., R. 21 E.

Sec. 32: S $\frac{1}{2}$ SE $\frac{1}{4}$ .

Sec. 34: W $\frac{1}{2}$ .

Aggregating 3,090.80 acres.

(4) USE OF MINERAL MATERIALS.—Notwithstanding any other provision of this subsection or

1       the Act of July 31, 1947, the Secretary of the Army  
2       may use, without application to the Secretary of the  
3       Interior, the sand, gravel, or similar mineral mate-  
4       rial resources on the lands described in paragraphs  
5       (1) and (3), of the type subject to disposition under  
6       the Act of July 31, 1947, when the use of such re-  
7       sources is required for construction needs on the  
8       Yakima Training Center, Washington.

**Calendar No. 897**

106TH CONGRESS  
2D SESSION

**S. 2757**

**[Report No. 106-451]**

---

---

**A BILL**

To provide for the transfer and other disposition of certain lands at Melrose Air Force Range, New Mexico, and Yakima Training Center, Washington.

---

---

OCTOBER 2 (legislative day, SEPTEMBER 22), 2000

Reported with amendments